

**AGENDA FOR THE NHLC**  
**DIVISION OF ENFORCEMENT & LICENSING MEETING**  
**FOR THURSDAY, APRIL 16, 2015**

**1. HEARINGS TO BE HELD AT THE LIQUOR COMMISSION, 50 STORRS STREETS, CONCORD, NH:**

None

**HEARINGS TO BE HELD AT THE OFFICES OF THE PUBLIC UTILITIES COMMISSION, WALKER BUILDING, 21 SOUTH FRUIT STREET, CONCORD, NH:**

**April 16, 2015 @ 1:00 p.m.:**

- a. Arena Sports Bar & Nightclub, 53 High Street, Nashua, NH.  
Restaurant Full Service With Lounge License #1453303 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).  
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.  
Date of violation: February 1 - 2, 2013.  
Case #: 14-116-OF.  
LICENSEE FILED A MOTION TO CONTINUE; DECISION PENDING.  
MOTION GRANTED.

**May 21, 2015 @ 9:30 a.m.:**

- b. Central Wave, 368 Central Avenue, Dover, NH.  
Restaurant Full Service With Lounge License #1342503 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).  
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working – 3 counts.  
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated – 2 counts.  
Cited for violation of RSA 179:51 – failed to maintain an orderly premise.  
Cited for violation of RSA 179:27, II - served or consumed alcoholic beverage in areas not approved by the Commission.  
Dates of violations: March 14, 2014 & August 2, 2014.  
Case #: 14-105-OF & 14-288-OF.

**May 21, 2015 @ 10:00 a.m.:**

- c. Chapanga's Griddle & Grill, 168 Elm Street, Milford, NH.  
Restaurant On-Premise Beverage/Wine/Liquor License #1411203 licensed pursuant to RSA 178:21.  
Cited for violation of RSA 179:5, II – allowed an underage person to possess or consume alcoholic beverage.  
Cited for violation of RSA 179:23, IV – failed to have an affidavit on file with the Commission for the person in charge of the premises.  
Date of violations: September 20, 2014.  
Case #: 14-377-OF.

**May 21, 2015 @ 10:30 a.m.:**

- d. Zaboo, 24 Depot Street, Manchester, NH.  
Restaurant On-Premise Beverage/Wine/Liquor License #1494103 licensed pursuant to RSA 178:21.  
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an underage person.  
Cited for violation of RSA 179:44, I – gave away free drinks to customers, patrons, members or guests – 2 counts.  
Dates of violations: October 31, 2014, September 6, 2014 & January 9, 2015.  
Case #: 14-413-OF, 14-338-OF & 15-24-OF.  
THE LICENSEE FILED A MOTION TO CONTINUE WHICH WAS GRANTED IN PART; NEW DATE TO BE DETERMINED.  
SETTLEMENT PENDING.  
HEARING REQUESTED BY LICENSEE.  
LICENSEE HAS RETAINED COUNSEL; ASSENTED-TO MOTION TO CONTINUE FILED BY LICENSEE; DECISION PENDING.

**May 21, 2015 @ 1:00 p.m.:**

- e. Singin' Bowl, 10 Bridge Street #4, Pelham, NH.  
Cigar Bar On-Premise Beverage/Wine/Liquor/Cigar License #401606 licensed pursuant to RSA 178:20-a.  
Cited for violation of RSA 178:20-a, II – failed to generate 60% of its quarterly gross revenue from the sale of cigar-related products which are limited to cigars, humidors, cigar cutters, cigar cutters and cases, lighters and ashtrays.  
Date of violation: February 6, 2014.  
Case #: 14-42-OF.  
LICENSEE REQUESTED AND WAS GRANTED A CONTINUANCE.  
**DISCREPANCY IN NOTICES RELATED TO HEARING RESULTED IN RESCHEDULING HEARING.**

**July 15, 2015 @ 9:30 a.m.:**

- f. Club Manchvegas, 50 Old Granite Street, Manchester, NH.  
Restaurant Full Service With Lounge License #1419703 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).  
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated – 2 counts.  
Date of violation: March 22 – 23, 2014.  
Case #: 14-124-OF.  
LICENSEE WILL FILE A MOTION TO CONTINUE.  
DECISION PENDING.  
MOTION GRANTED.

**Date to be determined:**

- g. Club 550, 2025 White Mountain Highway, North Conway, NH.  
Sports Entertainment License #2503005 licensed pursuant to RSA 178:22, V(u)(1).  
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.  
Cited for violation of RSA 179:51 – failed to maintain an orderly premise.  
Cited for violation of RSA 179:23, IV – failed to have an affidavit on file with the Commission for the person in charge of the premises.  
Date of violations: May 25, 2014.  
Case #: 14-170-OF.  
THE LICENSEE REQUESTED AND WAS GRANTED A CONTINUANCE.

**2. NOTIFICATION OF DISCIPLINARY ACTION:**

- a. Boston Billiard Club, 55 Northeaster Blvd., Nashua, NH.  
Sports Entertainment License #6012305 licensed pursuant to RSA 178:22, V(u)(1).  
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated – 2 counts.  
Dates of violations: July 18, 2014 & October 31, 2014.  
Case #s: 14-255-OF & 14-410-OF.  
\$3,000 administrative fine, four (4) points shall be assessed to the liquor license, the license to sell alcohol shall be suspended for six (6) days with five (5) days held in abeyance for twelve (12) months pending no like violation to occur on May 8, 2015 & Giovanna Bonilla shall attend a Management Training Seminar (MTS) by May 15, 2015; the licensee is responsible for contacting the Division of Enforcement to schedule training.
  
- b. Chen Yang Li, 520 South Street, Bow, NH.  
Restaurant Full Service With Lounge License #1392503 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).  
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated – 2 counts.  
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.  
Cited for violation of RSA 179:44, I – gave away free drinks to customers, patrons, members or guests.  
Cited for violation of RSA 179:50 – allowed the premise to be used for a purpose contrary to law.  
Cited for violation of RSA 179:51 – failed to maintain an orderly premise.  
Dates of violations: September 20, 2014, November 1, 2014, November 14, 2014 & February 13, 2015.  
Case #s: 14-396-OF, 14-415-OF, 14-424-OF & 15-49-OF.  
For violations of RSA 179:5, I, \$2,000 administrative fine with \$500 suspended for twelve (12) months pending no like violation, eight (8) points shall be assessed to the liquor license, the license to sell alcohol shall be suspended in the cocktail lounge only for six (6) days with two (2) days held in abeyance for twelve (12) months pending no like violation commencing April 17, 2015 with re-grant on April 21, 2015, Danny Mei & Guang Zheu shall attend a Management Training Seminar (MTS) in a classroom on the next available date, Derek Floss, Tina Jeski, Doug Jeski & Kelly Normandeau shall participate in a Total Education in Alcohol Management (TEAM) seminar online by May 10, 2015 & the Licensee shall file an affidavit for any person in charge who does not have one on file with the Division of Enforcement & Licensing by April 15, 2015; for violation of RSA 179:20, II, a \$100 administrative fine; for violation of RSA 179:44, I, a \$500 administrative fine with \$250 suspended for twelve (12) months pending no like violation; for violation of RSA 179:50, a \$250 administrative fine; and for violation of RSA 179:51, a \$500 administrative fine with \$250 suspended for twelve (12) months pending no like violation.
  
- c. India Palace, 493 Amherst Street, Nashua, NH.  
Restaurant On-Premise Beverage/Wine/Liquor License #1255503 licensed pursuant to RSA 178:21.  
Cited for violation of RSA 178:1 – sold alcohol without a license to do so.  
Date of violation: October 24, 2014.  
Case #: 14-406-OF.  
\$2,000 administrative fine to come forward from a violation that was adjudicated on October 31, 2013 and the license to sell alcohol shall be suspended for nine (9) days commencing April 17, 2015 with re-grant on April 26, 2015.
  
- d. Salt Hill Pub, 7 Lebanon Street, Hanover, NH.  
Restaurant Full Service With Lounge License #1400803 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).  
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.  
Dates of violation: July 26 – 27, 2014.

Case #: 14-324-OF.

\$1,000 administrative fine with \$500 suspended twelve (12) months pending no like violation, four (4) points shall be assessed to the liquor license and the license to sell alcohol shall be suspended for three (3) days with one (1) day held in abeyance for twelve (12) months pending no like violation commencing April 18, 2015 with re-grant on April 20, 2015.

- e. Snack Corner, 38 Elm Street, Milford, NH.  
Combination Off-Premises Beverage/Wine/Tobacco License #3286547 licensed pursuant to RSA 178:18/RSA 126-K:4.  
Cited for violation of RSA 179:23, IV – failed to have an affidavit on file with the Commission for the person in charge of the premises.  
Date of violation: March 5, 2015.  
Case #: 15-79-OF.  
An administrative fine of \$250 suspended for twelve (12) months pending no like violation, Suman Adhikari shall attend a Management Training Seminar (MTS) in a classroom on the next available date & the Licensee shall file an affidavit for any employee who does not have one on file with the Division of Enforcement & Licensing within fourteen (14) calendar days from the date the agreement was approved.

**3. NOTIFICATION OF NON-CONTESTED TITLE XIII VIOLATION FINES PAID IN FULL:**

- a. East Side Club, 786 Massabesic Street, Manchester, NH.  
Social Club License #11001 licensed pursuant to RSA 178:22, V(h).  
Cited for violation of Liq. 704.01(b)(6) – failed to renew liquor license thirty (30) days prior to expiration.  
Date of violation: March 5, 2015.  
Case #: 15-80-OF.  
\$100 administrative fine paid.
- b. Fury's Publick House, 2 Washington Street, Dover, NH.  
Restaurant Full Service With Lounge License #1394003 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).  
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.  
Cited for violation of RSA 179:50, II – allowed the premise to be used for a purpose contrary to law.  
Date of violations: March 17, 2015.  
Case #: 15-91-OF.  
\$350 administrative fine paid.
- c. Jimmy's Sports Bar, 15 Mechanic Street, Dover, NH.  
Restaurant Full Service With Lounge License #2500905 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).  
Cited for violation of RSA 179:40, II – refilled bottles of legally purchased beverage or liquor.  
Date of violation: March 20, 2015.  
Case #: 15-95-OF.  
\$250 administrative fine paid.
- d. Panda Wok, 1 Dunster Avenue, Greenville, NH.  
Restaurant Full Service With Lounge License #1269703 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).  
Cited for violation of RSA 179:19, VI/RSA 647:2 – allowed gambling and wagering on the premises.  
Date of violation: March 20, 2015.  
Case #: 15-98-OF.  
\$100 administrative fine paid.

- e. Pierce Place, 85 Route 9, West Chesterfield, NH.  
Combination Off-Premises Beverage/Wine/Tobacco License #3321347 licensed pursuant to RSA 178:18/RSA 126-K:4.  
Cited for violation of RSA 178:2/Liq. 603.01 – failed to attend a required training program within 45 days of the issuance of the liquor license.  
Date of violation: January 31, 2015.  
Case #: 15-62-OF.  
\$100 administrative fine paid.
- f. Rowley Estates, 3358 D Coffey Lane, Santa Rosa, CA.  
Direct Shipper Permit #8204133 licensed pursuant to RSA 178:27.  
RSA 178:29, V, b (a)(2) – shipped products not manufactured under the TTB Permit.  
Date of violation: March 18, 2015.  
Case #: 15-88-OF.  
\$250 administrative fine paid.
- g. Town & Country Motor Inn, 20 Route 2, Shelburne, NH.  
Restaurant Full Service With Lounge License #216102 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).  
Cited for violation of RSA 179:27, II - served or consumed alcoholic beverage in areas not approved by the Commission.  
Date of violation: March 21, 2015.  
Case #: 15-104-OF.  
\$250 administrative fine paid.

**4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:**

- a. Bear's Bizzy Corner LLC DBA Bear's Bizzy Corner, 404 Main Street, Alton Bay, NH 03810.  
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3324647 pursuant to RSA 178:18.  
30 Day Temporary License issued: 3/31/2015.
- b. Boys & Girls Club of Greater Derry, 40 East Derry Road, Derry, NH 03038.  
To be issued a one-day license for Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).  
Event date: 4/18/2015.
- c. Boys & Girls Club of Greater Derry, 40 East Derry Road, Derry, NH 03038.  
To be issued an off-sale special license for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:17, II.  
Event date: 4/18/2015.
- d. Brookline General Store (The) LLC, 12 Main Street, Brookline, NH 03033.  
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3328047 pursuant to RSA 178:18.  
30 Day Temporary License issued: 4/7/2015.
- e. Brookline General Store (The) LLC, 12 Main Street, Brookline, NH 03033.  
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3328047 pursuant to RSA 178:18.  
30 Day Temporary License issued: 4/7/2015.
- f. Everest Convenience Store LLC, 18 Rockland Avenue, Manchester, NH 03102.  
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3327647 pursuant to RSA 178:18.  
30 Day Temporary License issued: 4/8/2015.

- g. Howard's Restaurant LLC DBA Howard's Restaurant, 138 Main Street, Colebrook, NH 03576.  
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1504903 pursuant to RSA 178:21.  
30 Day Temporary License issued: 3/30/2015.
- h. Jonny Boston's International LLC, 170 Main Street, Floor 1, Newmarket, NH 03857.  
To be issued Restaurant On-Premise Beverage and Wine License #1506303 pursuant to RSA 178:20.
- i. Lamprey Arts and Culture Alliance DBA Millspace Center for Arts, History & Culture, 55 Main Street, Newmarket, NH 03857.  
To be issued Performing Arts License #399008 pursuant to RSA 178:22, V(m)
- j. Professional Sports Catering LLC, 1 Line Drive, Manchester, NH 03101.  
To be issued Caterer-On-Site License #1277626 pursuant to RSA 178:22, V(e).  
30 Day Temporary License issued: 4/8/2015.
- k. Subh Laxmi LLC, 54 Portsmouth Avenue, Exeter, NH 03833.  
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3327147 pursuant to RSA 178:18.  
30 Day Temporary License issued: 4/2/2015.
- l. Tan Food Service LLC DBA Farmington House of Pizza, 449 Main Street, Farmington, NH 03835.  
To be issued Restaurant On-Premise Beverage and Wine License #1505603 pursuant to RSA 178:20.  
30 Day Temporary License issued: 4/3/2015.

**5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:**

None

**6. SOLICITORS/REPRESENTATIVE & DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:**

**TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING APRIL 14, 2015: 1,120**

- a. Brewers of Nye Hill Farm (The) LLC, 250 Middletown Road, Roxbury, NH 03431.  
To be issued Nano Brewery Beer and/or Specialty Beer License #202322 pursuant to RSA 178:12-a.
- b. Corner 103 LLC DBA Corner 103, 21481 8<sup>th</sup> Street East, Suite 30, Sonoma, CA 95476.  
Direct Shipper Permit pursuant to RSA 178:27.
- c. Dreher, Anjalee, 477 North Shore Road, Spofford, NH 03462.  
To be issued Alcohol Consultant #503144 pursuant to RSA 178:27-a.
- d. Drinks Licensing LLC DBA Drinks Licensing, 8838 Morrow Road, Atascadero, CA 93422.  
Direct Shipper Permit pursuant to RSA 178:27.
- e. Kristine Ashe Vineyards LLC DBA Entre Nous, 5055 Solano Avenue, Napa, CA 94558.  
Direct Shipper Permit pursuant to RSA 178:27.
- f. MHW LTD, 1129 Northern Boulevard, Suite 312, Manhasset, NY 11030.  
To be issued Beverage Vendor License #73631 pursuant to RSA 178:15.  
Manufacturer: Thatcher's Cider Co. LTD, Somerset, UK.  
30 Day Temporary License issued: 4/1/2015.

- g. Nellcote Wine Group, Inc., 110 Camino Oruga, Napa, CA 94558.  
Direct Shipper Permit pursuant to RSA 178:27.
- h. O'Shaughnessy Del Oso LLC, 1150 Friesen Drive, Angwin, CA 94508.  
Direct Shipper Permit pursuant to RSA 178:27.
- i. Roy Estate LLC, 1220 Soda Canyon Road, Napa, CA 94558.  
Direct Shipper Permit pursuant to RSA 178:27.
- j. 21<sup>st</sup> Amendment Brewery Café LLC DBA 21<sup>st</sup> Amendment Brewery,  
563 2<sup>nd</sup> Street, San Francisco, CA 94107.  
To be issued Beverage Vendor License #71931 pursuant to RSA 178:15.  
Manufacturer: 21<sup>st</sup> Amendment Brewery, San Francisco, CA.

**7. SOLICITORS/REPRESENTATIVE & DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:**

None

**8. CANCELLATION OF PERMITS FOR COMMISSION APPROVAL:**

None

**9. NOTIFICATION OF APPROVED PETITIONS:**

- a. Bull Moose Restaurant and Lounge LLC, Route 26, Cambridge, NH 03579.  
Restaurant On-Premise Cocktail Lounge License #1310803 licensed pursuant to RSA 178:22.  
Date petition received: 3/30/2015.  
Requested a waiver of RSA 178:21, II, a (2) for authorization for reduction of hours, to wit, to reduce the hours of operation to less than five days a week between April 1, 2015 and June 8, 2015 as indicated in letter a dated March 30, 2015.
- b. Ciao Down Northfield LLC DBA Ciao Past Northfield, 133 Park Street, Northfield, NH 03276.  
Restaurant On-Premise Beverage/Wine/Liquor License #1452303 licensed pursuant to RSA 178:21.  
Date petition received: 3/17/2015.  
Requested approval for authorization of other areas, to wit, an additional dining room area with a capacity of 20 and outside area with a capacity of 6 pursuant to RSA 178:24 and Liq. 404.05.
- c. Dube & Robinson LLC, 55 Chocorua Road, Tamworth, NH 03886.  
Wine Manufacturer Off-Premise Wine Only License #566030 licensed pursuant to RSA 178:8.  
Date petition received: 4/8/2015.  
Requested approval for authorization of other areas, to wit, Town of Tamworth Farmers' Market at Universalist Fellowship of the Eastern Slopes on Tamworth Road in Tamworth, NH between 9:00 am and 1:00 pm from May 2, 2015 through October 31, 2015 pursuant to RSA 178:24 and Liq. 404.05.
- d. Makris Lobster & Steak House Inc., 354 Sheep Davis Road, Concord, NH 03301.  
Restaurant On-Premise Cocktail Lounge License #479503 licensed pursuant to RSA 178:22.  
Date petition received: 4/7/2015.  
Requested approval for authorization of other areas, to wit, an outside area with a capacity of 44 for event dates June 13, 2015 through June 21, 2015, July 12, 2015 through July 19, 2015 and September 20, 2015 through September 27, 2015 pursuant to RSA 178:24 and Liq. 404.05.
- e. Modig's, Inc. DBA Green Bean Exeter, 33 Water Street, Exeter, NH 03833.  
Restaurant On-Premise Beverage/Wine/Liquor License #1470403 licensed pursuant to RSA 178:21.  
Date petition received: 3/27/2015.  
Requested approval for authorization of other areas, to wit, an additional dining room area with a capacity of 32 pursuant to RSA 178:24 and Liq. 404.05.

- f. Sap House Meadery LLC, 6 Folsom Road, Center Ossipee, NH 03814.  
Wine Manufacturer Off-Premise Wine Only License #563130 licensed pursuant to RSA 178:8.  
Date petition received: 4/9/2015.  
Requested approval for authorization of other areas, to wit, City of Manchester for the Made in NH Expo Farmers' Market at the Radisson Hotel, Elm Street in Manchester, NH on April 17, 2015, April 18, 2015 and April 19, 2015 pursuant to RSA 178:24 and Liq. 404.05.
- g. 7<sup>th</sup> Settlement Brewery LLC, 47 Washington Street, Dover, NH 03820.  
Brew Pub On-Premise Cocktail Lounge License #2002015 licensed pursuant to RSA 178:13.  
Date petition received: 4/9/2015.  
Requested approval for authorization of other areas, to wit, City of Manchester for the Made in NH Expo Farmers' Market at the Radisson Hotel, Elm Street in Manchester, NH on April 17, 2015, April 18, 2015 and April 19, 2015 pursuant to RSA 178:24 and Liq. 404.05.

**10. NOTIFICATION OF APPROVED FELON EXCEPTIONS:**

- a. Chili's Bar and Grill – Salem, 297 South Broadway, Salem, NH.  
Restaurant On-Premise Beverage/Wine/Liquor License #1333803 licensed pursuant to RSA 178:21.  
Requested approval for a Felon Exception for Latasha Roberts as a Person In Charge pursuant to RSA 178:4, RSA 179:23 and Liq. 404.06(c).  
Case #: 15-138-OF.
- b. Chili's Bar and Grill, 200 South Main Street, West Lebanon, NH.  
Restaurant On-Premise Beverage/Wine/Liquor License #1333903 licensed pursuant to RSA 178:21.  
Requested approval for a Felon Exception for Bethany P. Henderson as a Person In Charge pursuant to RSA 178:4, RSA 179:23 and Liq. 404.06(c).  
Case #: 15-82-OF.

**11. NOTIFICATION OF DENIED FELON EXCEPTIONS:**

Dick's General Store, 717 US Route 4, Danbury, NH.  
Combination Off-Premises Beverage/Wine/Tobacco License #3280647 licensed pursuant to RSA 178:18/RSA 126-K:4.  
Requested approval for a Felon Exception for Richard Gness as a Person In Charge pursuant to RSA 178:4, RSA 179:23 and Liq. 404.06(c).  
Case #: 14-17-OF.

**DENIED DUE TO HISTORY OF THE LICENSED ESTABLISHMENT AND THE LICENSEE WAS GIVEN A NOTICE AFTER HAVING ALLOWED THE FELON TO WORK WITHOUT A WAIVER.**

**12. NOTIFICATION OF COMPLIANCE CHECKS SCHEDULED WITHIN NINETY (90) DAYS:**

Wolfeboro, NH.

**13. NOTIFICATION OF TOBACCO COMPLIANCE CHECKS:**

**Amherst, Bedford & Merrimack:**

- a. Castro's Back Room, 132 Bedford Center Road, Bedford, NH.  
Cigar Bar On-Premise Beverage/Wine/Liquor/Cigar License #402906 licensed pursuant to RSA 178:20-a.  
Cited for violation of RSA 126-K:4 – sold tobacco to an underage person during a compliance check.  
Date of violation: March 28, 2015.  
Case #: 15-118-OF.  
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.

- b. RJCLL Family Grocery, 432 Boston Post Road, Amherst, NH.  
Combination Off-Premises Beverage/Wine/Tobacco License #3241447 licensed pursuant to RSA 178:18/RSA 126-K:4.  
Cited for violation of RSA 126-K:4 – sold tobacco to an underage person during a compliance check.  
Date of violation: March 28, 2015.  
Case #: 15-118-OF.  
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.

**Merrimack & Milford:**

Elyas & Sons, 426 DW Highway, Merrimack, NH.  
Combination Off-Premises Beverage/Wine/Tobacco License #3281947 licensed pursuant to RSA 178:18/RSA 126-K:4.  
Cited for violation of RSA 126-K:4 – sold tobacco to an underage person during a compliance check.  
Date of violation: March 14, 2015.  
Case #: 15-85-OF.  
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.

**14. NOTIFICATION OF HEARING RESULTS:**

Alburritos Mexican Restaurant, 406 Union Street, Littleton, NH.  
Restaurant On-Premise Beverage/Wine/Liquor License #1398503 licensed pursuant to RSA 178:21.  
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.  
Date of violation: March 28, 2014.  
Case #: 14-133-OF.

HEARING HELD DECEMBER 18, 2014.

**ORDER: LICENSE #1398503 IS SUSPENDED FOR PERIOD OF 5 DAYS WITH 2 DAYS HELD IN ABEYANCE FOR A PERIOD OF ONE YEAR CONDITIONED ON NO LIKE VIOLATIONS OCCURRING, AND TEAM TRAINING FOR ALL SERVERS AND BARTENDERS WITHIN 60 DAYS. THE SUSPENSION SHALL BE IMPOSED ON FEBRUARY 11, 12 AND 13, 2015. A FINE IS IMPOSED IN THE AMOUNT OF \$2,000 WITH \$1,000 HELD IN ABEYANCE FOR A PERIOD OF ONE YEAR ON THE SAME CONDITIONS LISTED ABOVE. THE FINE IS PAYABLE NO LATER THAN FEBRUARY 11, 2015. 4 POINTS ARE ASSESSED TO THE LICENSE.**

**LICENSEE FILED A MOTION FOR REHEARING ON 1/16/15; THE COMMISSION FOUND THAT THE DECISION RENDERED WAS NOT CONTRARY TO STATUTE OF RULE. FURTHER, THE PETITIONER WAS ALLOWED AMPLE OPPORTUNITY TO PRESENT HIS CASE INCLUDING ANY WITNESSES AND EVIDENCE DEEMED ADMISSIBLE. THE ADDITIONAL EVIDENCE THE PETITIONER WISHED TO PRESENT NOW COULD HAVE BEEN PRESENTED AT THE FIRST HEARING. THE PETITIONER MADE NO ARGUMENT THAT THE EVIDENCE WAS NOT AVAILABLE PRIOR TO THIS HEARING OR THAT THE EVIDENCE WAS NEWLY DISCOVERED. FURTHER, ALL LEGAL PROCEDURES WERE FOLLOWED PURSUANT TO RSA 541-A, THE ADMINISTRATIVE PROCEDURES ACT, AND THE RECORD REFLECTS THAT THE CHIEF HEARINGS EXAMINER EXPLAINED THE PROCESS TO THE PRO SE PETITIONER AT EACH RELEVANT STEP OF THE HEARING. ORDER: THE PETITIONER HAS FAILED TO MEET THE STANDARD OF REVIEW FOR GRANTING A NEW HEARING. THE MOTION FOR REHEARING IS DENIED. THE PENALTY AS ISSUED UNDER THE PREVIOUS ORDER SHALL BE IMPOSED AS FOLLOWS:**

**ALBURRITOS LICENSE #1395803 IS SUSPENDED FOR A PERIOD OF 5 DAYS WITH 2 DAYS HELD IN ABEYANCE FOR A PERIOD OF ONE YEAR FROM THE DATE OF THIS ORDER CONDITIONED ON NO LIKE VIOLATIONS OCCURRING, AND TEAM TRAINING FOR ALL SERVERS AND BARTENDERS WITHIN 60 DAYS. THE SUSPENSION SHALL BE IMPOSED ON MAY 13, 14 AND 15, 2015. A FINE IS IMPOSED IN THE AMOUNT OF \$2000 WITH \$1000 HELD IN ABEYANCE FOR A PERIOD OF ONE YEAR ON THE SAME CONDITIONS LISTED ABOVE. THE FINE IS PAYABLE NO LATER THAN MAY 13, 2015. 4 POINTS ARE ASSESSED TO THE LICENSE. AN APPEAL MAY BE**

**MADE PURSUANT TO RSA 541:6, WITHIN THIRTY DAYS AFTER THE APPLICATION FOR A REHEARING IS DENIED, OR, IF THE APPLICATION IS GRANTED, THEN WITHIN THIRTY DAYS AFTER THE DECISION ON SUCH REHEARING, THE APPLICANT MAY APPEAL BY PETITION TO THE SUPREME COURT.**

**15. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:**

None

**16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:**

- a. Boys & Girls Club of Greater Derry, 40 East Derry Road, Derry, NH 03038.  
To be issued a one-day license for Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).  
Event date: 4/18/2015.  
Recommendation: Expedited approval.  
Commission approved on 4/8/2015.
- b. Boys & Girls Club of Greater Derry, 40 East Derry Road, Derry, NH 03038.  
To be issued an off sale special license for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:17, II.  
Event date: 4/18/2015.  
Recommendation: Expedited approval.  
Commission approved on 4/8/2015.
- c. Foundation of Birches Academy, Searles Chapel, 35 Range Road, Windham, NH 03087.  
To be issued a one day license for Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).  
Event date: 4/17/2015.  
Recommendation: Expedited approval.  
Commission approved on 4/8/2015.
- d. Goffstown Historical Society, 18 Parker Station Road, Goffstown, NH 03045.  
To be issued a one day license for Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).  
Event date: 4/18/2015.  
Recommendation: Expedited approval.  
Commission approved on 4/9/2015.
- e. New Hampshire Nepali Community,  
St. George Greek Orthodox Church, 650 Hanover Street, Manchester, NH 03104.  
To be issued a one day license for Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).  
Event date: 4/18/2015.  
Recommendation: Expedited approval.  
Commission approved on 4/9/2015.
- f. NH Roller Derby, John F. Kennedy Memorial Arena, 303 Beech Street, Manchester, NH 03103.  
To be issued a one day license for Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).  
Event date: 4/11/2015.  
Recommendation: Expedited approval.  
Commission approved on 4/7/2015.

- g. Pine Hill Waldorf School, High Mowing School, 222 Isaac Frye Highway, Wilton, NH 03086.  
To be issued a one day license for a Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).  
Event date: 4/11/2015.  
Recommendation: Expedited approval.  
Commission approved on 4/8/2015.
- h. Portsmouth Music and Arts Center, 973 Islington Street, Portsmouth, NH 03801.  
To be issued a one day license for Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).  
Event date: 4/10/2015.  
Recommendation: Expedited approval.  
Commission approved on 4/3/2015.
- i. Share Our Strength, Radisson Hotel, 700 Elm Street, Manchester, NH 03101.  
To be issued a one day license for Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).  
Event date: 4/15/2015.  
Recommendation: Expedited approval.  
Commission approved on 4/9/2015.